

CLERK'S OFFICE U.S. DIST. COURT
AT ABINGDON, VA
FILED

JULIA C. DUDLEY, CLERK
BY: *A. Cook*
DEPUTY CLERK

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Based upon the court's de novo review of those portions of the magistrate judge's

ORDERED as follows:

1. The plaintiff's objections are overruled;
2. The magistrate judge's report and recommendations are accepted;
3. The motion for summary judgment by the Commissioner of Social Security

("Commissioner") is granted;

4. The final decision of the Commissioner is **affirmed**; and
5. The clerk is directed to close the case.

ENTER: August 18, 2010

United States District Judge